

STEVEN G. KALAR
Federal Public Defender
VARELL L. FULLER
Assistant Federal Public Defender
160 West Santa Clara Street, Suite 575
San Jose, CA 95113
Telephone: (408) 291-7753

FILED

Counsel for Defendant SANCHEZ-AYALA

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

| | | |
|---------------------------|---|----------------------------------|
| UNITED STATES OF AMERICA, |) | No. CR 08-00188-RMW |
| |) | |
| Plaintiff, |) | STIPULATION AND [] |
| |) | ORDER TO VACATE MOTIONS FILING |
| vs. |) | DATE AND TO CONTINUE AUGUST 34, |
| |) | 2013, REVOCATION HEARING |
| SERGIO SANCHEZ-AYALA, |) | |
| |) | |
| Defendant. |) | Honorable Ronald M. Whyte |
| _____ |) | |

STIPULATION

Defendant Sergio Sanchez-Ayala and the government, acting through their respective counsel, hereby stipulate, subject to the Court's approval, that the Court shall vacate the August 1, 2013, motions filing date, and continue the August 5, 2012, revocation hearing date to August 48, 2013 at 9:00 a.m.

Mr. Sanchez-Ayala is alleged to have violated the condition of his supervised release in this matter. On July 29, 2012, the parties initially appeared before the District Court, and set an August 1, 2013 filing date for a defense motion with respect delay in adjudicating the Form 12, and a August 5, 2013, revocation hearing date. Since the July 29th hearing, the parties have conferred further, and jointly requests additional time to research and discuss the issues raised by

1 counsel for Mr. Sanchez-Ayala at the July 29, 2013, hearing, and to discuss a possible resolution.
2 Accordingly, both the defendant and the government respectfully request that the court grant the
3 parties request as described above.

4 Dated: August 1, 2013

_____/S/_____
VARELL L. FULLER
Assistant Federal Public Defender

6
7 Dated: August 1, 2013

_____/S/_____
EDWARD J. FLUET
Special Assistant United States Attorney

9 //

[] ORDER

10 Good cause appearing and by stipulation of the parties, IT IS HEREBY ORDERED that
11 the motions filing date set for August 1, 2013 is vacated. IT IS FURTHER ORDERED that the
12 revocation hearing set in this matter for August 5, 2013, is continued to August 48, 2013, at 9:00
13 a.m.

14 IT IS SO ORDERED

15 Dated: August ¹____, 2013



HONORABLE RONALD M. WHYTE
United States District Judge